

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Karin SCHERER et al. Conf. 2459

Application No. **10/567,650** Group 1792

Filed February 9, 2006 Examiner PADGETT, MARIANNE L

METHOD FOR DEPOSITING AN AMORPHOUS LAYER PRIMARILY CONTAINING FLUORINE AND CARBON, AND DEVICE SUITED FOR CARRYING OUT THIS METHOD

TERMINAL DISCLAIMER

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 9, 2010

Sir:

ESSILOR INTERNATIONAL (COMPAGNIE GENERALE

D'OPTIQUE), owner of 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as presently shortened by any Terminal Disclaimer, of co-pending Application No. 10/569,406, filed on April 27, 2006. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted

on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of any prior patent, as presently shortened by any Terminal Disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

The undersigned is an attorney of record.

Respectfully submitted,

YOUNG & THOMPSON

/Robert J. Patch/

Robert J. Patch, Reg. No. 17,355
209 Madison Street, Suite 500
Alexandria, VA 22314
Telephone (703) 521-2297
Telefax (703) 685-0573

RJP/REG/hc